

First Regular Session 111th General Assembly (1999)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 1998 General Assembly.

SENATE ENROLLED ACT No. 527

AN ACT to amend the Indiana Code concerning health.

Be it enacted by the General Assembly of the State of Indiana:

SECTION 1. IC 16-18-2-121.5 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: **Sec. 121.5. "Extended length of stay" means a length of stay in an acute care hospital inpatient unit that exceeds one (1) standard deviation of the hospital wide average length of stay.**

SECTION 2. IC 16-18-2-123 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 123. (a) "Family", for purposes of IC 16-25, includes an individual's spouse, sibling, child, and parent.

(b) "Family", for purposes of IC 16-18-2-167, includes members of a religious order or society whose members live together and whose property is exempt from taxation under IC 6-1.1-10-21.

SECTION 3. IC 16-18-2-179 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 179. (a) "Hospital", except as provided in subsections (b) through (f), means a hospital that is licensed under IC 16-21-2.

(b) "Hospital", for purposes of IC 16-21, means an institution, a place, a building, or an agency that holds out to the general public that it **is operated for hospital purposes and that it** provides care, accommodations, facilities, and equipment, in connection with the services of a physician, to individuals who may need medical or

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surgical services. The term does not include the following:

- (1) Freestanding health facilities.
- (2) Hospitals or institutions specifically intended to diagnose, care, and treat the following:
 - (A) Mentally ill individuals (as defined in IC 12-7-2-131).
 - (B) Individuals with developmental disabilities (as defined in IC 12-7-2-61).
- (3) Offices of physicians where patients are not regularly kept as bed patients.
- (4) Convalescent homes, boarding homes, or homes for the aged.
- (c) "Hospital", for purposes of IC 16-22-8, has the meaning set forth in IC 16-22-8-5.
- (d) "Hospital" or "tuberculosis hospital", for purposes of IC 16-24, means an institution or a facility for the treatment of individuals with tuberculosis.
- (e) "Hospital", for purposes of IC 16-34, means a hospital (as defined in subsection (b)) that:
 - (1) is required to be licensed under IC 16-21-2; or
 - (2) is operated by an agency of the United States.
- (f) "Hospital", for purposes of IC 16-41-12, has the meaning set forth in IC 16-41-12-6.

SECTION 4. IC 16-18-2-182 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 182. "Hospital purposes" means providing inpatient or outpatient diagnostic and treatment facilities and services generally recognized as hospital services to the public, under the direction and supervision of the patient's attending physician, including, at the discretion of the governing board, the following:

- (1) Extended care facilities.
- (2) The provision of services to other health care entities.
- (3) Other health care services and facilities, **including the provision of acute care in hospital inpatient units to patients with extended lengths of stay.**

SECTION 5. IC 16-21-2-5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 5. The governing board of the hospital is the supreme authority in the hospital and is responsible for the following:

- (1) The management, operation, and control of the hospital.
- (2) The appointment, reappointment, and assignment of privileges to members of the medical staff, with the advice and recommendations of the medical staff, consistent with the individual training, experience, and other qualifications of the

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medical staff.

(3) Establishing requirements for appointments to and continued service on the hospital's medical staff, consistent with the appointee's individual training, experience, and other qualifications, including the following requirements:

(A) Proof that a medical staff member has qualified as a health care provider under IC 16-18-2-163(a).

(B) The performance of patient care and related duties in a manner that is not disruptive to the delivery of quality medical care in the hospital setting.

(C) Standards of quality medical care that recognize the efficient and effective utilization of hospital resources, developed by the medical staff.

(4) Upon recommendation of the medical staff, establishing protocols within the requirements of this chapter and 410 IAC 15-1.2-1 for the admission, treatment, and care of patients with extended lengths of stay.

SECTION 6. IC 16-21-2-11 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 11. (a) An applicant must submit an application for a license on a form prepared by the state department showing that:

- (1) the applicant is of reputable and responsible character;
- (2) the applicant is able to comply with the minimum standards for a hospital or an ambulatory outpatient surgical center and with rules adopted under this chapter; and
- (3) the applicant has complied with section 15.4 of this chapter.

(b) The application must contain the following additional information:

- (1) The name of the applicant.
- (2) The type of institution to be operated.
- (3) The location of the institution.
- (4) The name of the person to be in charge of the institution.
- (5) **If the applicant is a hospital, the range and types of services to be provided under the general hospital license, including any service that would otherwise require licensure by the state department under the authority of IC 16-19.**
- (6) Other information the state department requires.

SECTION 7. **An emergency is declared for this act.**

